

**UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF VERMONT**

U.S. DISTRICT COURT
DISTRICT OF VERMONT
FILED

2013 APR 29 PM 1:09

Maurice T. Allen,)	CLERK
)	CIVIL ACTION NO. 5:12-cv-38 LAW
	Plaintiff)	DEPUTY CLERK
v.)	
)	
Dynapower Corporation,)	
	Defendant)	

EVALUATOR'S REPORT

Please select one:

- First Session Report
- Second Session Report
- Third Session Report
- Corrected/Revised Report
- Supplemental Report
- Other

Michael J. Marks, Esquire, the Early Neutral Evaluator, reports pursuant to Local Rule 16.1 (j) on the ENE session in this matter as follows:

(j)(1)(A): Date of session:	Start time:	Finish time:	
April 1, 2013	10:00 a.m.	6:30 p.m.	
(j)(1)(B): Names of attendees:	Role:	Settlement authority: (check only where applicable)	
Maurice Allen	Plaintiff	X	
Stephanie Allen	Plaintiff		
Richard Cassidy, Esq.	Attorney for Plaintiffs		
Adam Knudsen	Representative for defendant		
Danielle Batchelor	Insurance adjuster for defendant	X	
Heather Briggs, Esq.	Attorney for defendant		
Thomas Aicher, Esq.	Attorney for defendant		

(j)(1)(C): **Substitute arrangements regarding attendance:** N/A

(j)(1)(D): **Date parties' Evaluation Statements received by Evaluator:**

Early neutral evaluation statements were filed in a timely manner and allowed for adequate preparation by the evaluator.

(j)(1)(E): **Oral presentations:** By all Parties

(j)(1)(F): **Results of session:**

(j)(1)(F)(i): X Full settlement Partial settlement

No Settlement

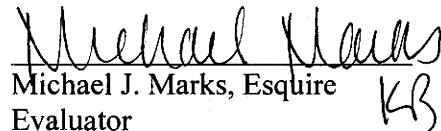
(j)(1)(F)(ii): **Stipulation to narrow the scope of dispute:** N/A

(j)(1)(F)(iii): **Agreement to limit discovery, facilitate future settlement, or otherwise reduce cost and delay related to trial preparation:**

Scheduling another ENE session: Yes NO

Other comments: (please refer to L.R. 16.1 (j)(2)):

Dated at Middlebury, Vermont on this 25th day April, 2013.


Michael J. Marks, Esquire
Evaluator

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF VERMONT

MAURICE T. ALLEN)
Plaintiff,)
v.) 5:12-CV-38.
DYNAPOWER CORPORATION)
Defendant,)

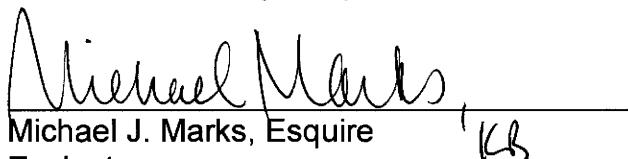
CERTIFICATE OF SERVICE

I, Michael J. Marks, Esq., the Early Neutral Evaluator in the above-referenced matter, do hereby certify that on the 25th day of April, 2013 I served a copy of the foregoing Evaluator's Report on the parties as indicated below, by first class mail, postage prepaid.

Richard T. Cassidy, Esquire
Hoff Curtis
P.O. Box 1124
Burlington, VT 05402

Thomas P. Aicher, Esquire
Cleary Shahi & Aicher
P.O. Box 6740
Rutland, VT 05702-6740

Dated at Middlebury, Vermont on this 25th day of April, 2013.


Michael J. Marks, Esquire
Evaluator